11

THE COURTS.

Heavy Damages Awarded for Malicious Prosecution.

VERDICT AGAINST A RAILROAD.

Important Question About Delaying the Mails.

THE DELAFIELD WILLS.

Louis Jacobi and Julius Moll were yesterday held for examination by Commissioner Saleids in \$3,000 each, on a charge of offering laise and ficti-tious stamps on a quantity of cigar boxes, with

intent to derraud the revenue.

H. W. Somers, a Post Office clerk, was yesterday arrested by Officer Blackwood (of the First precinct) and Post Office Detective Shanett and was subsequently held for examination by Com-missioner Snields in \$5,000. Somers is charged with baving, through means of lalse keys, opened and abstracted from a letter-box in the Post Office owned by Mr. H. F. Williams some \$800, at various times and in various sums. The peculation, it is supposed, has been going on for some six months.

MALICIOUS PROSECUTION.

Isaac D. Rythenberg, 12 June, 1873, presented at the office of the Manhattan Fire and Marine Insurance Company a policy of insurance, which the company rejused to return to mm. He preferred a charge of larceny against Andrew J. Smith, the President of the company, who was arrested and taken before Judge Bixby, who, upon examination, dismissed the complaint. Mr. Smith, therefore, brought suit for \$10,000 damages against Mr. Rythenoerg for malicious prosecution. The case was tried yesterday before Judge Donohue, notding Supreme Court, Circuit, part 3. It was risimed from the evidence sabmitted on the part of the plaintiff that he had not snatched the policy out of the hands of Rythenberg, as testified to by the latter before the police magistrate; that, in fact, it had never been in his hands. Four of the clerks of the company, through whose hands the policy had passed in the process of cancellation, corroborated this, it was further claimed that the policy had passed in the process of cancellation, corroborated this, it was further claimed that the policy is question did not cover property consumed by fire about this time; that fixthenberg knew this fact; that he insurance agent had been notified to have this policy sent to the company for the purpose of being cancelled; that the officers of the company so understood when the same was handed in to them, and that the only evidence for the defence was that he had probable cause for making the charge he did against Smith. A different view of the case was taken by the jury, though they did not place the damages at the high figure named by Mr. Smith, but gave a verdict in his layor for \$1,000. brought suit for \$10,000 damages against Mr.

A RAILROAD COMPANY MULCTED. In February, 1867, John A. Clussman, Secretary of the Metropolitan Oil Company, was a passenger on the train of the Long Island Railroad Conpany. Arriving at Mediord station he got off the rain to send a telegram to New York, and in passing over the platform of the station a plank gave way, causing him to break his ankie. He brought suit against the rairroad company for \$5,000. The case was tried yesterlay before Judge Van Brunt, holding Supreme Court, Circuit, I was shown for the plantiff that subsequent to the injury crysipelas set in, and that for several weeks his recovery was extremely doubtful. The delence was that the platform was built of good material and that it was not known to be in need of repair. The jury rendered a verdictior \$2.000 in favor of the plaintiff.

UNITED STATES DISTRICT COURT. DELAYING THE UNITED STATES MAIL-IMFOR-TANT QUESTION.

Before Judge Blatchford. An interesting question of law came up in the United States District Court yesterday, as to wnether a ferrymaster was obliged to carry the United States mails without receiving any compensation for so doing. It appears that George H. pensation for so doing. It appears that George H. Powers was, in 1874, running a terry between the towns of Hudson and Athena, and on March 5 of that year refused to allow the mail carrier to cross without paying ten cents for each bag in addition to his lare as a passenger. Section 242 of the act of June 8, 1872, says that any person who shall delay the United States main shall be hable to pay a fine of ten cents for every ten minutes. It was claimed by the defendant that he did not delay the mails, but he refused to allow the carrier to cross on the Jerryboat without paying for the baggage he carried, and it at there was no law to compel nim to carry the mails without receiving payment therefor. Judge Biatchford agreed with him on this point, and dismissed the complaint.

SUPREME COURT-SPECIAL TERM. Before Judge Van Vorst. A PORECLOSURE SUIT.

in the suit brought by the Real Estate Trust Company against Jacob F. Seagrave, Judge Van Forst, holding Supreme Court, Special Term, before whom it was tried, vesterday gave his decimortgage on some property on the upper end of the island. The plaint is bought the mortgage of the Island. The plaintiffs bought the mortgage of Samuel Potter for less than its face, taking a covenant that it was good for its face and an afficavit to the effect from Mr. Scagrave. The defence was that Mr. Scagrave first applied to the company for a loan of \$36,000 on the broperty, which was refused; that he then made a samm mortrage to Mr. Potter, and that the latter soid it to the company fo avoid any charge of usury, Judge Van Voist held that the covenant and afficient would be an estopped on the defendant from setting up the defence of usury if the plaintiff rehed on it. He held, further, that there was no such proof made out and gave a verdict for the plaintiff.

SUPERIOR COURT-TRIAL TERM-

Before Judge Curtis.

A son, aged six, of Mr. Duwaidt, in September 1873, had his leg proken on Third avenue, between Ninety-second and Ninety-third streets. There are conflicting stories as to how the accident sap-pened. Heiler & Co., contractors in building a nue which workmen in their employ were sawing. The father's story is that the boy was seated astride The father's story is that the boy was seated astride a log, when the end of another log which had just been sawed in two struck his ankle and injured if in such a way as to compel amputation. The other side of the story is that the boy, naving been told to go away, and it being supposed he had done so, remained astride of a log being sawed, which, in coming apart, rolled on his leg. Suit has been brought by the father sgainst Heller & Co. lor \$20,000 damages. The trial begon yesteroay in this Court. A motion was made to dismiss the complaint on the ground of contributive negligence, which was denied. An attempt was also made to prevent the boy giving his testimony, but his evidence was admitted, subject, however, to an exception. Messrs. Dixon and Anderson appear for the plaintiff and A. k. Dyett for the defendance.

COURT OF COMMON PLEAS TRIAL TERM-PART 2. Before Judge J. P. Daly.

ANOTHER SUIT AGAINST THE CITY. John Donnelly vs. The Mayor, &c., of New York -This was an action brought by one of nine clerks employed by the Surrogate of the county in 1868 and 1869 to recover for his services as recording clerk. It was proved, and not disputed, that he performed his work faithfully, being engaged rious work of copying wills and other documents at a salary of \$1,200 a year, and that he did not at a salary of \$1,200 a year, and that he did not even have a single day's vacation. It was shown that his bills were regularly audited and passed by the Supervisors, but that for more than a year and a half he was unable to get his salary paid. The defence was that there was no authority for his appointment, and that there was no appropriation of money in the treasury from which he could be paid. Mr. Malcolim Campbell, the plaintiff's counsel, proved the resolutions of the plaintiff's counsel, proved the resolutions of the Board directing the payments, and claimed that they were conclusive evidence against the city. Mr. Dean, Assistant Corporation Counsel, interposed the objection that the original bills or vonchers on which the audit was made should be produced. The Court so held, and it was then attempted to be proved that these vonchers were among the papers stolen from the Comptroller's office in 1871. The Court held that such proof was insufficient until it was first shown that these particular vouchers had been actually brought into the Comptroller's office from the clerk of the supervisors and were among those stolen. The counsel, not being prepared to jurnish the evidence on that joint, was compelled to withdraw a juror, and the jury was accordingly

dischargee from consideration of the case, which was postponed until another term.

Upon being discharged some of the intymen expressed themselves strongly in condemnation of the contemptible obstructions placed by direction of the Comptroller in the way of an honest creditor of the city seeking to recover his just dues for labor lathfully performed.

In the suit brought by Herman Goezer against the Hanover Pire Insurance Company to recover \$1,500 insurance on a stock of drugs and store fix. tures, the facts of which have heretofore been re-ported, a verdict was given yesterday for \$838 40 for the plantiff. The defence, as will be remem-bered, was that the place was set on fire, and that the goods insured were not the property of the plaintiff.

SURROGATE'S COURT. THE BROTHERS DELAFIELD'S WILLS.

Before Surrogate Hutchings.

The wills of Dr. Edward Delaneid and bit brother, Mejor Joseph Delafield, have been admitted to probate by consent of all the parties interested in the respective wills. The will of the late Henry Belafield been offered for probate, upon

late Henry Belafield been offered for probate, upon which a citation has been issued, returnable on the lat of March next.

An abstract of the will of Major Joseph Delafield appoints his widow, Julia Belafield, and his two sons, Louis L. Delafield and Martin L. Delafield, executors of his will. To his widow he bequeaths his late residence. No. 475 Fifth avenue, with the furniture, ornaments, &c., during her lifetime, to revert equally to his three children after her death; also his two cottages at Fieldston. South Yonkers; the Fieldston farm to his three children. He bequeaths to the Lyceum of Natural History his cabinet of mifferals, on condition that the Lyceum be established during the occupancy of his house. No. 475 Fith avenue, by his widow. A few bequests to iriends follow. All the residue of his estate to his widow and children, in equal shares.

DECISIONS. SUPREME COURT-CHAMBERS.

By Judge Lawrence.
Gusthral vs. Delig; McKliber vs. Kammerer.— Granted.
Wilson vs. Wilson.—The costs should be in-

wison vs. Wison.—The costs should be inserted.
In the matter of Godfrey.—Memorandum.
Hinton vs. Toohili.—Denied.
Todd vs. Dusenbury.—Order granted.
Stickworth vs. Stickworth.—Order as settled.
Fark vs. Spaulding.—An allowance of five percent on amount found by the referce is granted to the signified.
Hiller vs. Burlington and Missouri Railroad Company.—The execution of the undertaking is not acknowledged by Mr. Biller.

New York Central and Hudson River Railroad Company vs. Rescut at .—Au allowance of one percent on amount found due is granted.

SUPREME COURT-SPECIAL TERM. By Judge Van Vorst,
B: own vs. Conroy et al.—Findings settled.
Real Estate Trust Company vs. Seagrave et al.—
udgmest for plaintiff. See opinion.

SUPERIOR COURT-SPECIAL TERM. By Judge Sedgwick.

Blees Sewing Machine Company vs. Blees.—Alowance of \$500 granted.
Moison Bank of Montreal vs. Howard et a).—

Molson Bank of Montreal vs. Howard et a).—
Motion granted.
Buchan vs. Scheibel, as Executor, Ac.—Motion denied without costs. S. 41, p. 29, 2 R. S.
Dowling vs. Andrews et al.—Order settled.
Devine vs. Devine.—Plaintin can have — days
within which to serve rebutting affidavits; then
bring in reargument of motion; if not so served,
motion denied.

COMMON PLEAS-SPECIAL TERM. By Judge Robinson.

Rogers vs. Jones.—Motion denied, with \$10 costs. See memorandum.

Barthgate vs. Haskins.—Motion denied, with \$10 costs. See opinion. McGarry vs. Smith.—See order as signed. Wehle vs. Harrland.—Motion denied. See mem-

Staats vs. Bristow.—Opinion filed with Clark in

COURT OF OYER AND TERMINER. MURDER TRIALS POSTPONED-PRESENTMENTS BY

THE GRAND JURY. Very little was done in the Court of Oyer and Terminer yesterday. After Judge Barrett had taken his seat on the bench, Edward Mooney, indicted for the murder of his wife, was called up for trial. Mr. W. F. Howe, his counsel, said that he had been unable to prepare the case, and asked its adjournment until gext Monday, which was granted.

ranted.
At one P. M. the Grand Jury came in with a stch of indictments, but none in cases of special public interest,
James Clare, who is charged with killing his
wife with an iron poker and indicted for murder
in the first degree, was called to the bar, and
stated that he was unable to pay counsel. Judge
Barrett assigned as his counsel Mr. William F.
Kintzing.

COURT OF GENERAL SESSIONS. Before hecorder Hackett. SENTENCE POSTPONED.

In the Court of General Sessions vesterday. before Recorder Hackett, James H. Hastings was tried and convicted of stealing clothing on the 4th of November, valued at \$61, the property of Robert Cunningham, residing at No. 113 Mott street. The charge was burglary, but the proof failed to austain that allegation. Sentence was postponed.

William Zeasman p ment charging him with for ery in the third degree. On the 15th of February he forged a check upon the Central National Bank for \$25, purport-ing to have been signed by Benjamin Marks. He was remanded for sentence.

PLEAS AND SENTENCES. Thomas Moore and Robert Trainer, who were indicted for stealing thirteen coats, valued at \$164, the property of Myer Berwin, on the 11th of Janu-

oners were each sent to the Penitentiary for Bix months.

Daniel McDonald pleaded guilty to assault and battery. The charge was that on the 2d or September he assaulted Patrick Rooney. As he had been in prison seven months the Recorder sentenced McDonald to the Penitentiary for five

ACQUITTAL John Rogers, who was charged with stealing a wa en from the person of Charles Corby on the evening of the 5th inst., while riding on a car in avenue B. was promotly acquited, there not being the slightest evidence to connect him with the commission of the offence.

PALSE PRETENCES. Rutger Teal, against whom were two charges, pleaded guilty to obtaining, on the 23d of January, a package of tobacco. worth \$49, from John R. Sut-

ton, by falsely representing that his name was Marks Marcuse, and that he carried on the to-bacco business at No. 40 West Houston street. The Recorder sentenced Teal to the State Prison for one year. LARCENY FROM AN EXPRESS OFFICE.

LARCENT FROM AN EXPRESS OFFICE.

John Kelly, a young man formerly in the employ of the New York Transfer Company, was tried and found guilty of grand larceny. The testimony for the prosecution showed that on the 7th of January Frederick J. Collier, a student at the college in New Brunswick, while on the cars, coming from Hudson to New York, received a check from Westcott's Express for his small trunk, containing clothing valued at \$100; that it was transferred to the office of the New York Transfer Company, and that the prisoner, who had been in the namit of doing work around there, obtained possession of the trunk by means of a forged order. The accused testified that a gentleman, whom he supposed was going on the train, handed him the order upon which he obtained the trunk, and paid him twenty-five cents for his services. His Honor postponed sentence till this morning, the jury having recommended him to mercy.

JEFFERSON MARKET POLICE COURT. Before Judge Bixby.

Jacob Krischper, of No. 232 West Twenty-ninth street, was arraigned on a charge of stealing an overcoat and a watch from Buil Raab. Raab, who overcost and a waten from soil Rasb. Rasb, who was boarding with Krischper, was leaving the house about two weeks ago, owing \$20. Krischper, it is alleged, thereupon seized his overcost, valued at \$30, and his watch, valued at \$25, both articles being on the person of Rasb at the time. Judge Bixby held the prisoner, Krischper, in \$500 bail to answer.

George F. Warren, an attendant at Association Hall, corner of Twenty-third street and Fourth avenue, on Wednesday evening caught a woman, avenue, on weenessay evening caught a woman, named Ellen Sanders, in the act of putting her hands in the pocket of an old lady, who was walking through the building at the time. Mr. Warren called in the services of Officer Dunian, of the Twenty-ninth precinct, who arrested Ellen and brought her before Judge Bixby yesterday morning. The prisoner was committed in \$500 ball to answer.

FIFTY-SEVENTH STREET COURT. Before Judge Murray.

THE STOLEN DEEDS. Edgar W. Ross and John Crowley, the young men who were arrested on Wednesday for baving in their possession deeds of a piece of property in Hoboken belonging to Kate Bughes, were brought

up on remand yesterday. Richard Garrick, of No. 186 Fourth street, Jersey Ciry, justice of the peace, testified that the deeds were stolen from him, together with his watch and chain, on the 31st of last Dec-mber at the Desbrosses street ferry. Ross relterated his assertion that he jound the papers in Houston street in January last and that was all he snew about them. He was committed for trial at the General Sessions, in default of \$5,000. Crowley was discharged, there being no evidence against him of complicity in the matter alleged.

A BUFFIAN IN THE TOILS. Officer Perris, of the Twenty-first precinct, ar-raigned John Yonkers, of No. 307 East Forty-ninth street, on a charge of highway robbery and forgery, and Julia Bechtold as an accomplice in the latter charge. Julia's father, George Bechtold, of No. 314 East Sixty-sixth street, complained that about a year ago his danghter, nineteen years of age, was seduced by Yonkers, who has been living with her since. A lew days ago she went to the German Bank, on the corner of Fity-fifth street and Third avenue, and, on an order to which Yonkers had forged old Bechtold's name, she drew \$200 ol his money. Yonkers received the money and returned to the girl only \$5 of it, keeping the remainder for his own use. In corroboration of the latter's statement, the testimony of his daughter and one of the bank officers was also taken against Yonkers, and then both were held for trial-Yonkers in default of \$5,000 and the daughter in default of \$2,000 bail.

Yonkers was also held on a charge of felonious assault and attempted highway roobery, preferred by August Stuvenell, of No. 357 East Forty-ninth street. Stuvenell went into a lager beer saloon in Forty-ninth street one night, about a week ago, and while drinking there exhibited a costly watch and chain. They were seen by Yonkers and some companions, who followed him out into the street. He jumped on a car to escape them. The accused also got on and struck him in the lace with a revolver, knecking him down on the platform. At the same time the accused made an attempt to take his watch, but failed.

HARLEM POLICE COURT. Before Judge Morgan.

A BURGLARY PREVENTED. At an early hour yesterday morning John J. Vogel, owner of a gentleman's iurnishing goods store at No. 2,210. Third avenue, discovered John Kinley, aged twenty, in the act of entering his store turough a rear window, which he had forced open. He raised au alarm, which was responded to by Officer Cruise, of the Tweith precinct, and, after a sharp chase, the burglar was arrested. Judge Morgan held him for trial at the General Nessions in default of \$1,000 on a charge of burglary.

The Excise officers have carried into the Har lem district their operations for the bringing to justice of delinquent liquor dealers. The following were brought up at this court vesterday and ing were brought up at this court yesterday and held each in 5100 ball to stand trial at the General Sessions:—Andrew Grison, No. 138 East 120th atreet; John Woods, No. 2,395 Third avenue; Christian Wetter, corner of 116th street and First avenue; John H. Jonneily, No. 2,217 Second avenue; James Whelsan, No. 2,108 Second avenue, and George Schaeffer, No. 2,244 Second avenue. All the prisoners were arrested on Wednesday night and locked up in the Iwelfth precinct station house.

COURT CALENDARS-THIS DAY. SUPREME COURT-CHAMBERS-Held by Judge awrence.-Nos. 74, 82, 120, 121, 201, 338, 248, 247

COURT OF APPEALS.

ALBANY, Feb. 25, 1875. No. 122. Charles J. Quincey, respondent, vs. Stephen V. White, impleaded, &c., appellant.—Argument resumed and concluded.

T. Chamberiair, impleaded. &c., appeliant.
No. 37. The People, &c., ex rel. The Broadway
and Seventh Avenue Railroad Company, appellants, vs. The Commissioners, &c., of New York,
respondents.
No. 38. The People, &c., ex rel. The Dry Dock,
East Broadway. &c., Railroad Company, appellants, vs. The Commissioners of Taxes of New York,
respondents.

lants, vs. The Commissioners of Taxes of New York, respondents.

No. 39. The People extrel. The Bleecker Street and Fulton Ferry Rathroad Company, appellants, vs. The Commissioners of Taxes, &c., of New York, respondents.

Adjourned.

The Court will take a recess from Fridar, the 26th inst., to Monday, harea 22. No new calendar will be made.

THE DAY CALENDAR.

Calendar for Friday, February 26:—Nos. 123, 142, 74, 144, 146, 147, 150 and 151.

HORSE NOTES.

The famous English racehorse and sire, Lord Cliden, died on Sunday morning, 7th iost., of disease of the neart, agod fifteen years, at Dewhurst Lodge. His death will create no little sensation in the racing world. On the turf he was a good horse, and, just missing the Derby in 1863, in which Macaroni beat him by a head, he carried of that year's St. Leger. Lord Clilden was the tallest horse that ever won the St. Leger, as he stood sixteen hands and a quarter of an inch. After he won the Woodcote Stakes at Epsom he was sold £1,000 more if he carried off the Derby. On behalf of Lord St. Vincent Mr. Hind repurchased him for 25,000 and £2,000 if he secured the Derby, and Mr. Gee gave £4,000 for bim in 1870. He was the sire of Hawthornden and Wenlock, two St. Leger winners, and that good horse Winslow also claimed paternity from him. Lord Cuiden was sired by Newminster, dam The Slave.

TROTTING TO SLEIGHS ON RHODE ISLAND.

NARRAGANSEIT PARK, CRANSTON, MONDAY, Feb. 22, 1875, —Purse of \$150; \$90 to the first, \$45 to the second, \$15 to the third; tree to all; best turce in five, to sieghs, mile heats:—L. B. Brown, Providence, ns. br. g. Billy

GREEN ON THE RAMPAGE.

The Charges Brought Against Him by Mr. Wales Reach Home.

CAUGHT IN HIS OWN TRAP.

He Tries to Bully the Sinking Fund Commis sioners, but Gets Knocked Out of Time.

A LIVELY DEBATE

There was a lively time of it at the meeting of the Sinking Fund Commissioners yesterday, and of course it was Comptroller Green who was the bete note of the occasion. The Comptroller is evidently chaing under the statements about the way he "obstructs" the administration of the irs of the various departments by his peculiar policy which have already been made before the Law Committee of the Board of Aldermen. The testimony of Mr. Wales, Dock Commissioner, especially seems to have thrown nim clear off his balcalled upon him for his side of the story, he at-tempted yesterday to get off a big speech, which he had carefully written out, by which he hoped to

PENT UP SPLEEN

against Commissioner Wales and others, under the guise of explaining some of the ways of doing business adopted by the Dock Department. The Major saw his little game and ruled him out of order in his remarks. Poor Green twisted and squirmed and resorted to all sorts of dodges, and in a manner most insulting to the Mayor, to have his splurge made public; but he was finally compelled to sit down, toe Recorder and the Cham-berlain deciding that the Mayor's decision ruling his remarks out of order was right. The business that brought the Comptroller to his feet with his roll of manuscript was an application from the Dock Department, in which the Commissioners maked that the Comptroller should be directed to issue \$1,000,000 in bonds for the purposes of the department. THE PRELIMINARIES.

The COMPTROLLER remarked that the Dock Department was organized by law very peculiarly, and he read from the law which gives the department such powers as may be established for them by the Commissioners of the Sinking Fund. He to him, by a contractor named William P. Morgan warning him, as Comptroller, not to approve of the sureties given in a contract awarded by the Dock Commissioners to another party for the erection of certain pier sheds, as the party to whom the bid had been awarded had not bid as low as he (Morgan) had.

The RECORDER said that if such was the case the protest, or at least a copy of it, should be sent to the Dock Commissioners. The accusation was a very serious one, and, if true, the Commissioners should be removed from office at once.

.The Mayon asked if a copy of the protest had been sent to the Dock Commissioners.

The counsel of Mr. Morgan, who was present by permission, said that he had sent a copy of the protest to the Dock Commissioners even before they had awarded the contract to the person whose bid was higher than Mr. Morgan's. The Commissioners if they would allow him.

The RECORDER said he would prefer not to hear the counsel. He said the protest involved serious charges, which the Dock Commissioners should know of officially. The COMPTROLLER—The awards in the contract

have been sent to the Finance Department for approval. The gentieman (the counsel) can THE FIGHT BEGINS.

The Mayor—I object to any statements here in relation to this matter by the counsel.

The COMPTROLLER then remarked that as to bids being seat to the Dock Commissioners, a statement had been made by one of the Commissioners lately which he proposed to have read. [Here Mr. Green produced the HERALD report of the statement of Mr. Wales, made before the Aldermanic Law Committee on Monday Inst.] "This statement," said the Comptroller, "purports to give ——"

The Mayor (interrupting)—That statement, I think, ought not to be produced here. We have nothing to do with it. It is not pertinent to the statement and or consideration.

wo. 122. Charles J. Quincey, respondent, vs. tephen V. White, impleaded, &c., appenant.—Ar ument resumed and concluded.

Ao. 100. Luther Stowell, respondent, vs. Calvin | will have it read. The Commissioner has made

it has. I propose to have it lead, and (augrily) I will have it read. The Commissioner has made a statement which calls in question the action of his colleagues and I desire to know whether his statement is true that the Dook Department awarded a bid to a party whose bid was \$5,000 hisher than the lowest bidder's.

The Mayor.—The Chair will rule that this statement cannot be read here. One question before us is whether the issue of \$1,000,000 in bonds is proper. It has been moved that it be referred to the Comptroller, and the Recorder has moved that a copy of the protest of Mr. Morgan be sent to the Dock Commissioners. I don't think the reading of that statement has anything to do with either of these matters.

The Comptroller insisted that the reading of the statement ought to be in order.

The Mayor contended that it was after all only a newspaper report, not an official statement.

The Recorder agreed with the Mayor that the reading of the statement was out of order.

A voice From Across The Way.

Commissioner Wales, who was present, was allowed, by permission, to state that after he made the statement he had made before the Aldermanic Committee, he learned that the committee had no stenographer, and he therefore was not willing that a newspaper report of his remarks, not made by a sworn stenographer of the committee, should be taken as official. While he was ready to back up anything he really had said, he did not want any of the newspaper reports of his statement to be considered as in every respect of rect; for some errors had been made in nearly all of the reports of it he had read.

The Compriscialize said he did not care what disclosures the gentleman saw fit to make, but he believed that that portion of the statement he meant to read (from the Herkald) had been correctly reported.

recily reported.
The MAYOR—What has a statement made before an Aldermanic Committee got to do with us! It is evident that all this is a personal matter be-

tween two persons.

The COMPTROLLER (bitterly)—No, sir; I think it can be shown that it is a personal matter between three persons; and the Comptroller looked the Mayor in the eye.

The MAYOR (augrily)—I don't see where I come

The MAYOR (augrity)—I don't see whele the line.

The Compredition (a gueeringly)—But I think you do come is, and I will show Your Honor—

The MAYOR—Well, I rule the whole matter out of order. If the other members of the Commission see at to look upon my decision as improper, very well.

The Compredition—If I am to be confronted with railings that prevent me from making proper statements here by Your Honor as in the Board of Apparticipment—

had to wait over three mouths to get back from the Comptroller was not sent to the Pinance Department until two mooths after it was made by the Dock Commissioners. He then exclaimed, "Is the statement made by one of the Commissioners true, then, that"—

The Mayor (sternly)—I insist upon it, sir, that all these remarks are out of order. It is plain to be seen that all this is a personal matter between you and Mr. Wales.

The COMPTROLLER—If the Chair sees nothing but personalities in this matter, very well. I do not, the subject I desire to speak about is one in which the public—

The MAYOR—The Chair, unfortunately sees only

The subject I desire to speak about is one in which the public —

The MAYOR—The Chair, unfortunately, sees only too much personality in the whole thing.

The COMPTROLLER (by this time looking as fierce as a tiger)—Then I understand the Chair rules that I must not proceed.

The MAYOR—Tou can proceed in order. If your remarks refer to matters properly before the Board now, or which this Board can properly take cognizance of, you can, of course, proceed. But I do not see why the time of this Board should be wasted in listening to lon, seeches about matters not within their province.

The Mayor, the Comproduct and the Recorder then continued the discussion further, the Comproller being anything but courteous in his remarks, evidently doing his best by his swagner, ing ways and innuendoes so to anger the Mayor as to get an undue advantage of him. But in this ne faited miserably. The Mayor, though a little net-

ing ways and innuendoes so to anger the Mayor as to get an undue advantage of him. But in this he failed aniserably. The Mayor, though a little nettled at Mr. Green's insolence of manner and voice, kept perfectly cool, and finally the Comptroller had to sit down after his remarks were peremptorily ruled out of order. When it had been finally decided by vote that the Morgan protest should be sent to the Dock Commissioners, the Commissioners adjourned.

The Secret of the Comptroller's Splurge. It was generally believed by those who were present at the meeting and who witnessed Green's france efforts to get his written speech read to the Commissioners that his aim was to have his "views" made public before the report of the Commissioners of Accounts on the condition of the Finance Department is made and before the Comptroller himself is handed up before the Aldermanic Investigating Commistee, who are now framing a series of Interrogatories to be put to bim that will make him squirm to answer.

THE CITY COMMISSIONS.

WHAT IS BEING DONE BY THE PARK, CHARL-ITIES, HEALTH, FIRE, EXCISE AND DOCK COMMISSIONS THE BRIE BAILBOAD'S DE-MAND FOR ACCOMMODATION.

The various city commissions were visited yesterday, and, with a few individual exceptions, all the Commissioners were on duty some portion of the day.

At the Charities and Corrections a meeting was held in the morning, but little beyond routine business was transacted. Dr. J. E. Lynch was appointed ambulance surgeon at the Ninety-ninth atreet Hospital, to fill the vacancy caused by the death of Dr. Gilman. The announcement is made that on March 3 the Commissioners will open bids for the supply of the coal necessary for the use of the institutions on Ward's, Hart's and Blackwell's islands, the department steamers and

Believue Hospital. Up to noon the Commissioners of Health had not appeared, but the subordinate officers, including the Deputy Sanitary Superintendent, Jayne, and the Secretary, Colonel Emmons Clark, were present. Dr. Jayne reports the new smallpox hospital set spart on Blackwell's Island for the use of the Health Department as now in full working order. On Wednesday there were in it 189 paward. Very many alterations and improvement in the internal arrangements of the buildings have been effected. He reports that this number (189) includes all the smallpox cases now known to the Board, with the exception of a few isolated cases where the patients are quarantined at their

The Excise Commissioners are vigorously push ing the liquor dealers to take out licenses. Of the 5,250 applicants between 4,700 and 4,800 have paid ing the indoor dealers to take out necesses. Of the 5,250 applicants between 4,700 and 4,800 have paid their lees in inii. The others have paid some on account, and, as times are hard, have been allowed an extension of time to make up the deficiency. From licenses taken out previous to January 1 Treasmer Marshall reports \$100,000 was paid into the Sinking fund, \$100,000 into the Charliy lund, and the balance covered the total expenses of the department until May 1. Since January 1 about \$55,000 have been paid into the city treasury, and yesterday he deposited \$5,000 additional. He reports that there is less opposition on the part of liquor dealers to taking out licenses, and estimates that the revenue this year from this source will be quite large.

In reference to the requisition made upon the Comptroller by the Department of Parks for \$100,000 toward the suspension bridge across the Harlem River at 131st street, an officer of the department yesterday explained that the Commissioners require a preliminary sum for the preparation op pians and estimates for this and other contemplated bridges, but as the Comptroller had not responded they made this requisition, as the law provides. The Comptroller will refer it to the Board of Apportionment, and it is likely that at the next meeting a sum will be set apart for the preliminary work of preparing plans, estimates, &c. This work, it is claimed, is urgently demanded by the property owners on both sides of the river.

preliminary work of preparing plans, estimates, &c. This work, it is claimed, is urgently examined by the property owners on both sides of the river.

The blockade was raised yesterday at the Fire Department Headquarters, and the representative of the Hiskald bound the doors open and free access to all three Commissioners, who were on duty. President Perley expiains that there is no difficulty in finding them, and that the messenger has orders only to prevent applicants for appointments getting their ear, as there are no vacancies, the reports that he is engaged in writing up his business, and does not know what disposition with be made of the Commissioners, He seems very little concerned, and expresses his willingness to wait patiently for the result of the matter of their removal that is now pending.

The Commissioners of Docks were all on duty yesterday, and held their usual meeting at two of My. M., with President Westervelt in the chair. The privilege of a berth for a steamer at pier loot of West Twenty-fourth street was granted to W. H. Mitchell, provided he pay for the same a rental of \$250 per month. With a view of reorganizing the force of employes, Commissioner Wales offered a resolution calling upon Captain Rainer, Engineers van Buren and Kid to report as to the force employed upon the dredges and scows used in the department, the number of men so employed, their fitness to discharge the duties assigned to each and whether sour refaction cannot be made without detriment to the service. Commissioner Wales stated that this was not offered occause there was any dissatisfactive with the employes, but merely to discover what reductions can be made without detriment to the service. Commissioner wales stated that this was not offered occause there was any dissatisfactive with the employes, but merely to discover what reductions can be made. The Proposition of the Proposition o

BOARD OF ALDERMEN.

A DULL DAY'S WORK IN A NEWLY FURNISHE ROOM.

The Board of Aldermen met yesterday afternoon, President Lewis in the chair, in their new chambers (the room formerly used by the Assistant Aldermen) which has been newly carpeted and freshened up generally. A communication was received from Guidet, the

pavement contractor, denying certain statements concerning his contracts made by Comptroller Green, in his late report to the Board in relation to

Green, in his late report to the Board in relation to the city finances. Mr. Guidet stated in the communication that his three contracts amounted to \$185,000, and this sum, by the Comptroller's litigation policy was increased \$14,408.

Alterman Lysaght introduced an ordinance increasing the lees or permits for signs, awnings, &c. The ordinance prohibits the use of signs on Fifth avenue. Madison avenue and Broadway that extend beyond the stoop line.

The resolution offered by Alderman Purroy fast week authorizing the Green Investigating Committee to employ a stenegrapher was, on being taken up, deleated, getting 14 out of 18 votes, the necessary vote being 17. The vote was, however, on motion of Alderman Reilly, reconsidered, as the Aldermen who voted against it did so because of some doubt as to where the money would come from with which to pay the stenggrapher. It will undoubtedly pass at the next meeting of the Board.

COMMISSIONER VAN NORT.

OF PUBLIC WORKS? It is now pretty certain, in the opinion of politi-

clans, both democrats and republicans, who affect to know positively of what they affirm, that a Tammany Hall democrat will succeed Mr. Van Nort as Commissioner of Public Works during the first week of March, and that almost every condifirst week of March, and that aimost every condi-tion necessary has already been satisfactorily ar-ranged to bring the change about. Mr. Edward L. Donnelly was some time since booked as the new Commissioner, but he declined the honor, and it is now said that Mr. Arthur Leary is the coming man. The Mayor and Mr. Van Nort both deny that any resignation has been prepared by the Commissioner of Public Works, but this denial, some republican politicians assert, is not a bar to the resignation's being made out and accepted by the Mayor on a certain date next month.

ST. JOHN'S GUILD RELIEF FUND.

The following additional contributions have been received by the Rev. Alvah Wiswall, Muster of St. John's Guild, and paid over to Andrew W. Leg-James Clancey, J. Reiyear, H. A. Tappen, E. R. Keyes Jr., L. R. Wing, J. Donobue, A. K. Wikes,

P. Deichanty, A. P. Goodell.	\$14 00
A Lady, for the two cases mentioned in Sunday	
Heraid	50 00
PALA	10 (0)
C. F. K	10 00
M. G. A.	2 (0)
F. M	4 00
Netzel & Frambach	25 (0)
Mrs. E. Howland	3 00
G. H	1 00
Mrs. D. S. Lampson, for woman in Franklin	
street	1 00
Through J. J. Morrison	6 00
Mrs. F. S. Talmadge	5 00
L. B. Field. Charles, a little fellow, one year old to-day, gives \$50 to the Guild to help little children.	10 00
Charles, a little lellow, one year old to-day, gives	
Say to the Gund to help little candren	20 00
O. O. J.	25 00
Farlow S. stevens	25 00
A charitable triend.	
Mrs. M. W. H.	20 00
Mrs. M. W. H. A lady, through Mr. John W. Palmer	10 00
Stranger.	5 00
J. E. Gates	5 00
A. C. A., Saratoga.	A 00
M. L. R F	5 60
C. Frederick	
F. R. Moore	5 00
Jessie Frances	1 00
Frank B. Corter. R. J. Cortis, Agent White Star line	25 00
R. J. Corns, Agent white Star line	5 (9)
Robert Stevens. Two ladies, Lanesburg, N. C. Una Española.	10 03
Une Constale	5 00
Mrs. R. Buchmant	5 60
A T W	50 00
A. T. W. Catholic Apostolic church, D. L. Kennady,	The later
Treasurer	10 00
In	1 00
The offering of two little girls to the baby's mother	
Mrs. John S. Lyle, Aiken, S. C.	50 00 20 00
P. Z. S. Kuight.	29 00
John G. Kunin	5 00
The widow's mite-"The poor ye have always	
John G. Kuota. The widow's mite—"The poor ye have always with you".	39 00
	5 00
From a friend of St. John's Guild, through Thomas	9 00
Denholm.	600
From a society	5 00
	47.100
	616 30
Contributions are earnestly solution and	
Contributions are earnestly solicited, and be sent to the HERALD office, or to the Rev Wiswall, Master, No. 52 Varier street.	Alvan
Wiewall, Master, No. 52 Variek Street.	

FOR SALE.

A T A SACRIFICE.—THE STOCK, FIXTURES AND listed and best Milliner and Fancy Dey Goods Store Eighth avenue, west side; Stock well selected and in perfect order; sickness cause of selling.

SALTER & LEVY, 388 Eighth avenue.

A -FIRST CLASS SAMPLE ROOM DOWN TOWN

A. for sale cheap; best place for day business in
this city; also corner Liquor Stores, Restaurants, Oyster
Saloons, Bakeries; terms casy,
MITCHELL'S Store Agency, 77 Cedar street.

A RARE CHANCE TO GET A SURE BUSINESS Place, If years established (restaurant, with full fixtures, in the best neighborhood of Eighth avenue; doing a successful business, 211 Eighth avenue, between Twentieth and Twenty-first street. A BARGAIN.—A WELL LOCATED GROCERY FOR sale, on one of our most promising thoroughtares; will be sold cheap, as owner wishes to leave New York. Address B. E. R., iteraid Uptown Branch office,

DOOT AND SHOE STORE FOR SALE—ON MAIN
By Street, Harttord, Conn.; best location in the city;
only reason for selling, I have no much other bushess requiring my entire attention; have reduced stock to about one half to facilitate sale; rent moderate; lease for a term of years if required, as the building belongs to the subscriber. For turther particulars address MERCHANT, drawer 34 Post office, Harttord, Conii.

COAL TARD FOR SALE-DOWN TOWN. TWENTY.
six year's lease; the improvement on the lots pay
the full rent; the owner being twenty five years in five
trade wants to retire. Call on COSWAY, 391 Fearl street. DRUG STORE—ONE OF THE MOST ELEGANTLY fitted, best located and popular in the city, doing a large pre-cription and general business; a chance not met with twice in a lifetime; will be sold cheap. Apply to J. M. DIXON, 194 Broadway, room II.

FOR CHEAP PRINTING CALL ON THE METRO. FOR SALE-GROCE AY AND FRUIT STORE IN ONE of the best avenues in the city. Inquire at 521 First avenue, in the office.

FOR SALE-A HANDSOME WHEELER & WILSON P Sewing Machine, all complete, with new Goodrich Tucker; cost a few months ago \$78; will be soid for \$30 Call at 35 Bond street. FOR SALE—THE OLDEST LIQUOR ESTABLISH-ment in the city of Paterson, doing a good business; also it Lots on Eric Railroad. Address box 6, Paterson Post office, N. J.

FOR SALE—CIGAR STORE, AT 850 EIGHTH AVE nue; will sell for what stock is worth if taken now no one to attend it; fine Fixtures for nething.

FOR SALE .- \$125 WILL BUY A COFFEE SALOON. with Fulton Market Fixtures. 51 Canal street. FOR SALE .- A GOOD CUSTOM BOOT AND SHOE FOR SALE—LEASE, STOCK AND FIXTURES OF AN dold established Grocery and fea Store, now doing a first class business; fitted up in the best style; location on the best part of Eighth avenue. Apply to MORRIS BAER, Real estate Agent. Thirty-fourth street and Sixth

FOR SALE-A NEWSPAPER, STATIONERY AND Candy Store near a large public school. Apply at 51 University place.

FOR SALS-STOCK AND FIXTURES OF A DOWN town Clothing store. Address R. W., box 167 Herals FOR SALE-A GOOD FISH MARKET: PRICE \$351; FOR SALE-JEWELER'S SAFE, \$125, COST \$50, AT

FOR SALE-SELF-RAISING FLOUR: STATE AND commy rights of the best preparation known; superior to all others and entirely free from chemical taste and flavor. Address FLOUR, box 2,841 Paliadelphia Post office.

FOR SALE CHEAP-FOR CASH AND GOOD SE curity, the Whole or Part of steam Kindling Woo Factory. Address W. F., Herald office. CIROCERY STORE FOR SALE CHEAP.-STOCK,

THE THE EVENING TELEGRAM EVERY NIGHT.

ALL THE NEWS OF THE DAY,

AND SPECIAL DESPATCHES FROM WASHINGTON AND ALBANY EVERY NIGHT. MANUFACTURING CONFECTIONERY, NOW IN successful operation, on a business thoroughfare, with steady line of customers, for sale cheap; no bonus. Address X. Y., bex 127 Heralt office.

MILLS' LATEST IMPROVED ICE CREAM MA-caine and lee Gream Utensils for sale. Inquire at 1,038 Third avenue. CYPHON BOTTLES FOR SALE-2,000 BOTTLES, D at a very low price, used one season; also one Mineral Water Apparatus Address SMITH & TOWALEY, Newark, N. J.

SAFES.-A WELL ASSORTED STOCK OF SECOND hand safes, fitted with combination locks, for sale hand sates, fitted with combination locks, for saicheap; all the best makers, cash bargains.

AMERICAN SAFE COMPANY, 32 Broadway. SAPES, CHEAP FOR CASH—HERRING'S, MARVIN'S, Valentine Butler, Wildy: all sizes: Jeweilers' and Silk Saies; Lilhe's improved Saies at reduced prices. LILLE SAPE COMPAN'S, SI Majorn lane.

TO BE SOLD—A SEVENTH REGIMENT N.Y.S.N.G. Tuniform, complete; nearly new; size 5 foot 4 inches been worn but a few times. Address M. M. L., 430 Pacific street, Brooklyn.

VILLAGE DRUG STORE FOR SALE—WORTH \$1,500. See DAY. HOAGLAND & STIGER, 54 Corthands street, New York.

A.—POR SALE, LOCCMOTIVE, UPRIGHT HORLA, zontal inbuiar and flue Boilers; horizontal, upright, hoisting, propeller and portable busines; also a large assortment of steam Pumps of best make, Pulleys, Sharting and sarks. The above will be sold cheap to close out my large stock. Also Factories to rent, with or without steam power.

Nos. 4 to 10 Bridge street, Brooklyn. A -FOR SALF, A 10-HORSE ENGINE AND A 15horse Boiler, new. Can be seen now running by applying to S. DISBECKER, No. 24 Bridge street, Brooklyin.

A TWO PLUE 2º HORSE BOILER AND IS HORSE EN-firth street; will be sold low. Address G. H. H., 100 Franklin street.

WANTED—ONE HARRIS & CORLIES SECOND
hand Engine, from 5) to 100 horse power. Address
POST & CO., 186 and 188 Second street, Cincinnati, Ohio. WANTED-A KINDLING WOOD SPLITTING MA chine. Address, this day, I. C., care of I. Mayer 34 Montgomery St., Jersey City, stating full particulars. BILLIARDS

A MERICAN STANDARD BEVEL TABLES, WITH Delane's wire Cuchions; best in use and war-ranted for years, second hand Tables complete for \$1.5; Bagystelle, 1rpolite and Russian Rowling Fables at reduced prices. W. H. GRIFFITH A CO., 40 Very street. CAROMETTE.—A NEW PARLOR GAME, ON EXHI-bition at Phelan's Billiard Warerooms, 36 East Fourteenth street, southwest corner University place.

JUST RECEIVED, VIA STEAMER PEREIRE, A mill assortment of French Billiard Cues and Cue Leathers made expressly, and with the greatest care, for H. W. O.bLi.En.DER, manufacturer of the standard American Sevel Billiard Tables, 788 Broadway.

A CORAL RUBBER SET OF TRETH IN THREE alternoon. Thirty-fourth street, there Breadway most sixth avenue. Coral rubber, very sixth avenue. Coral rubber, very sixth avenue. Coral rubber, very sixth avenue. Sixth avenue. Coral rubber, very sixth sixth sector of sixth avenue. Coral rubber, very sixth sector of sixth avenue. Primary, open fronts, Lip latters, Lip Deutremary. Regulators: nitrous oxide; mechanical dentisity. Take groon care from Grand street terry, or slixth avenue cars, or droadway cars. Get off at Thirty-fourth street.

A BEATIFUL SET. So. S6; GUN TEETH, Sob. SIM-ple, S1; Extracting with gas, 50c.; Silver Fillings, 50c. Examine specimens, SRW YORK DENTAL ROOMS, 262 Sixth avenue. Established 1-51. Semena-